

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DERRICK DALE FONTROY, I.,	:	CIVIL ACTION
THEODORE B. SAVAGE, J.D., and	:	
AARON CHRISTOPHER WHEELER	:	NO. 02-2949
	:	
v.	:	
	:	
JEFFREY A. BEARD,	:	
DAVID DIGUGLIELMO, and	:	
KIM ULISNY	:	

ORDER

AND NOW, this 2nd day of January, 2008, upon consideration of the plaintiffs' Motion for Costs (Document No. 328) and the pending appeal in the Third Circuit Court of Appeals, it is **ORDERED** that the motion is **DENIED WITHOUT PREJUDICE**¹.

/Timothy J. Savage
TIMOTHY J. SAVAGE, J.

¹ The plaintiffs may file a motion for costs upon disposition of the pending appeal in the Third Circuit.